

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. HEFLEY). Before we go to the next resolution, the Chair would remind the Members that these votes should not come as a surprise. Members are expected to be here and vote within the 15-minute time limit.

PRIVILEGES OF THE HOUSE—DIS- MISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. ROYBAL-ALLARD. Mr. Speaker, I rise to a question of the privileges of the House, and I offer a resolution (H. Res. 291) pursuant to clause 2 of rule IX.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 291

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California has met only on February 26, 1997 in Washington, D.C. on April 19, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit; charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committee's possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing

these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now, therefore, be it

Resolved, That unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Ms. ROYBAL-ALLARD. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 216, noes 200, answered "present" 3, not voting 13, as follows:

[Roll No. 559]

AYES—216

Aderholt
Archer
Armey
Bachus
Baker
Ballenger
Barr
Barrett (NE)
Bartlett
Barton
Bass
Bateman
Bereuter
Bilbray
Bilirakis
Bliley
Blunt
Boehlert
Boehner
Bonilla
Brady
Bryant
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Castle
Chabot
Chambliss
Chenoweth
Christensen
Coble

Collins
Combest
Cook
Cooksey
Crane
Crapo
Cunningham
Davis (VA)
Deal
DeLay
Diaz-Balart
Dickey
Doolittle
Dreier
Duncan
Dunn
Ehlers
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell
Foley
Fowler
Fox
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gibbons
Gilchrist
Gillmor
Gilman
Goodlatte
Goodling

Goss
Graham
Granger
Greenwood
Gutknecht
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Herger
Hill
Hilleary
Hobson
Hoekstra
Horn
Hostettler
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Istook
Jenkins
Johnson (CT)
Johnson, Sam
Jones
Kasich
Kelly
Kim
King (NY)
Kingston
Klug
Knollenberg
Kolbe
LaHood
Largent
Latham

LaTourette
Lazio
Leach
Lewis (CA)
Lewis (KY)
Linder
Livingston
LoBiondo
Lucas
Manzullo
McCollum
McCrery
McDade
McHugh
McInnis
McIntosh
McKeon
Metcalfe
Mica
Miller (FL)
Moran (KS)
Morella
Myrick
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Oxley
Packard
Pappas
Parker
Paul

Abercrombie
Ackerman
Allen
Andrews
Baesler
Baldacci
Barcia
Barrett (WI)
Becerra
Bentsen
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Bono
Borski
Boswell
Boucher
Boyd
Brown (CA)
Brown (FL)
Brown (OH)
Cardin
Carson
Clay
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cramer
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dellums
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Edwards
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Fazio
Filner
Flake
Forbes
Ford

Paxon
Pease
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Porter
Portman
Pryce (OH)
Quinn
Radanovich
Ramstad
Redmond
Regula
Riggs
Riley
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Roukema
Royce
Ryun
Salmon
Sanford
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Sensenbrenner
Sessions
Shaw
Shays

NOES—200

Frank (MA)
Frost
Furse
Gejdenson
Gephardt
Goode
Gordon
Green
Gutierrez
Hall (OH)
Hall (TX)
Hamilton
Harman
Hastings (FL)
Hefner
Hilliard
Hinchey
Hinojosa
Holden
Hooley
Hoyer
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
John
Johnson (WI)
Johnson, E.B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kind (WI)
Klecza
Klink
Kucinich
LaFalce
Lampson
Lantos
Levin
Lewis (GA)
Lipinski
Lofgren
Lowey
Luther
Maloney (CT)
Maloney (NY)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McHale
McIntyre
McKinney
McNulty
Meehan

Shimkus
Shuster
Skeen
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Linda
Snowbarger
Solomon
Spence
Stearns
Stump
Sununu
Talent
Tauzin
Taylor (NC)
Thomas
Thornberry
Thune
Tiahrt
Traficant
Upton
Walsh
Wamp
Watkins
Watts (OK)
Weller
White
Whitfield
Wicker
Wolf
Young (AK)
Young (FL)

Meek
Menendez
Millender-McDonald
Miller (CA)
Minge
Mink
Mollohan
Moran (VA)
Murtha
Nadler
Neal
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pickett
Pomeroy
Poshard
Price (NC)
Rahall
Rangel
Reyes
Rivers
Rodriguez
Roemer
Rothman
Roybal-Allard
Rush
Sabo
Sanders
Sandlin
Sawyer
Schumer
Scott
Serrano
Sherman
Sisisky
Skaggs
Skelton
Slaughter
Smith, Adam
Snyder
Spratt
Stabenow
Stark
Stenholm
Stokes
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson
Thurman
Tierney
Torres

Towns	Waters	Wise
Turner	Watt (NC)	Wiseley
Velazquez	Waxman	Wynn
Vento	Wexler	
Visclosky	Weygand	

ANSWERED "PRESENT"—3

Coburn	Sanchez	Shadegg
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NOT VOTING—13

Cox	Manton	Weldon (FL)
Cubin	Moakley	Weldon (PA)
Foglietta	Payne	Yates
Gonzalez	Schiff	
Houghton	Souder	

□ 1816

Mr. SPRATT changed his vote from "aye" to "no."

Mrs. JOHNSON of Connecticut and Mr. SNOWBARGER changed their vote from "no" to "aye."

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. NORTON. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 292) pursuant to clause 2 of rule IX and ask for its immediate consideration.

The SPEAKER pro tempore [Mr. HEFLEY]. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 292

Whereas, Loretta Sanchez has been duly elected to represent the 46th District of California; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met only on February 26, 1997 in Washington, D.C. on April 19, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas the Committee on House Oversight, subpoenaed the records seized by the District Attorney of Orange County on February 13, 1997 and has received and reviewed all records pertaining to registration efforts of that group; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgements concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Ms. NORTON. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 214, noes 187, answered "present" 4, not voting 27, as follows:

[Roll No. 560]

AYES—214

Aderholt	Bunning	Cunningham
Archer	Burr	Davis (VA)
Armey	Buyer	Deal
Bachus	Callahan	DeLay
Baker	Calvert	Diaz-Balart
Ballenger	Camp	Dickey
Barr	Campbell	Doolittle
Bartlett	Canady	Dreier
Barton	Cannon	Duncan
Bass	Castle	Dunn
Bateman	Chabot	Ehlers
Bilbray	Chambliss	Ehrlich
Bilirakis	Chenoweth	Emerson
Biley	Christensen	English
Blunt	Coble	Ensign
Boehlert	Collins	Everett
Boehner	Combest	Ewing
Bonilla	Cook	Fawell
Bono	Cooksey	Foley
Brady	Crane	Fowler
Bryant	Crapo	Fox

Franks (NJ)	Lazio	Rogers
Frelinghuysen	Leach	Rohrabacher
Gallegly	Lewis (CA)	Ros-Lehtinen
Ganske	Lewis (KY)	Roukema
Gekas	Linder	Royce
Gibbons	Livingston	Ryun
Gilchrest	LoBiondo	Salmon
Gillmor	Lucas	Sanford
Gilman	Manzullo	Saxton
Goodlatte	McCollum	Scarborough
Goodling	McCrery	Schaefer, Dan
Goss	McDade	Schaffer, Bob
Graham	McHugh	Sensenbrenner
Granger	McInnis	Sessions
Greenwood	McIntosh	Shaw
Gutknecht	McKeon	Shays
Hansen	Metcalfe	Shimkus
Hastert	Mica	Shuster
Hastings (WA)	Miller (FL)	Skeen
Hayworth	Moran (KS)	Smith (MI)
Hefley	Morella	Smith (NJ)
Herger	Myrick	Smith (OR)
Hill	Nethercutt	Smith (TX)
Hilleary	Neumann	Smith, Linda
Hobson	Ney	Snowbarger
Hoekstra	Northup	Solomon
Horn	Norwood	Spence
Hostettler	Nussle	Stearns
Houghton	Oxley	Stump
Hulshof	Packard	Sununu
Hunter	Pappas	Talent
Hutchinson	Parker	Tauzin
Hyde	Paul	Taylor (NC)
Inglis	Paxon	Thomas
Istook	Pease	Thornberry
Jenkins	Peterson (PA)	Thune
Johnson (CT)	Petri	Tiahrt
Johnson, Sam	Pickering	Trafficant
Jones	Pitts	Upton
Kasich	Pombo	Walsh
Kelly	Porter	Watkins
Kim	Portman	Watts (OK)
King (NY)	Pryce (OH)	Weller
Kingston	Quinn	White
Klug	Radanovich	Whitfield
Knollenberg	Ramstad	Wicker
Kolbe	Redmond	Wolf
LaHood	Regula	Young (AK)
Largent	Riggs	Young (FL)
Latham	Riley	
LaTourette	Rogan	

NOES—187

Abercrombie	Dooley	Kennelly
Ackerman	Doyle	Kildee
Allen	Edwards	Killpatrick
Andrews	Engel	Kind (WI)
Baessler	Eshoo	Klecza
Baldacci	Etheridge	Klink
Barcia	Evans	Kucinich
Barrett (WI)	Farr	LaFalce
Becerra	Fattah	Lampson
Bentsen	Fazio	Lantos
Berman	Filner	Levin
Berry	Flake	Lewis (GA)
Bishop	Forbes	Lipinski
Blagojevich	Ford	Lofgren
Blumenauer	Frank (MA)	Lowe
Bonior	Frost	Luther
Borski	Furse	Maloney (CT)
Boswell	Gejdenson	Markey
Boucher	Gephardt	Martinez
Boyd	Goode	Mascara
Brown (CA)	Gordon	Matsui
Brown (FL)	Green	McCarthy (MO)
Brown (OH)	Gutierrez	McCarthy (NY)
Cardin	Hall (OH)	McDermott
Carson	Hall (TX)	McGovern
Clay	Hamilton	McHale
Clement	Harman	McIntyre
Clyburn	Hastings (FL)	McKinney
Condit	Hefner	McNulty
Conyers	Hilliard	Meehan
Costello	Hinchey	Menendez
Coyne	Hinojosa	Miller (CA)
Cramer	Holden	Minge
Cummings	Hooley	Mink
Danner	Hoyer	Mollohan
Davis (IL)	Jackson (IL)	Moran (VA)
DeFazio	Jackson-Lee	Murtha
DeGette	(TX)	Nadler
Delahunt	Jefferson	Neal
DeLauro	John	Oberstar
Dellums	Johnson (WI)	Obey
Deutsch	Johnson, E. B.	Olver
Dicks	Kanjorski	Ortiz
Dingell	Kaptur	Pascrell
Dixon	Kennedy (MA)	Pastor
Doggett	Kennedy (RI)	Peterson (MN)